

REMARKS

Formal Matters and Claim Amendments

Applicants submit this Amendment and Response to Restriction Requirement ("Amendment") in reply to the Restriction Requirement mailed January 24, 2006. A prior Restriction Requirement was mailed on June 29, 2005.

By this Amendment, Applicants have cancelled claims 1-65, without prejudice or disclaimer and added new claims 72-94. The originally-filed specification, drawings, and claims fully support the subject matter of new claims 72-94. No new matter has been introduced. The following table indicates support for each new claim:

Claim	Support
72	page 29, lines 26-30
73	page 30, line 31; page 31, line 2
74	page 30, line 22
75	page 31, line 9
76	page 31, lines 11-13
77	page 31, line 23
78	page 32, line 13
79	page 32, line 30
80	page 32, lines 1-5
81	page 30, lines 31-32; page 29, lines 27-28, 30-31
82	page 32, lines 24-28; original claim 69
83	page 31, line 29; page 32, line 5; original claim 70
84	page 29, line 31; page 32, lines 14-23; original claim 71
85	page 31, line 23; page 30, line 31; page 31, line 2; page 31, lines 11-13
86	page 7, line 26-28
87	page 29, lines 28-30

Claim	Support
88	page 10, line 2-3
89	page 17, line 3-30
90	page 15, line 22
91-92	page 52, line 23, line 32 page 53, lines 1-5
93	page 16, line 3
94	page 16, lines 20-22

Before entry of this Amendment, claims 1-71 were pending in this application. After entry of the Amendment, claims 66-94 are pending in this application. Claims 66 and 72 are the sole independent claims.

Response to the Restriction Requirement

The earlier Restriction mailed June 25, 2005, see page 2, required Applicants to elect one of the following allegedly distinct inventions for prosecution:

- I. Claims 1-29, 41-44, 61 and 66-71, drawn to an electrochemiluminescence device;
- II. Claims 30-36, drawn to a method for conducting an electrochemiluminescence assay;
- III. Claims 37-40, drawn to a method for normalizing a plurality of "ECL modules;" and
- IV. Claims 45-60 and 62-65, drawn to a system.

In the Interview of February 27, 2006, Examiner Warden extended permission for Applicants to withdraw the prior election and elect a new group. Without necessarily agreeing with the characterizations made in the Restriction, Applicants respectfully elect a subset of Group I, claims 66-71 for prosecution, without traverse. Applicants also assert that new claims 72-94 also correspond to Group I. Accordingly, Applicants have cancelled claims 1-65. Applicants reserve the right to pursue the subject matter of cancelled claims 1-65 in another application, for example, an application claiming


priority to this application. Finally, the supplemental restriction amongst claims 45-60 and 62-65 (Group IV) is moot as Applicants have elected to pursue Group I (claims 66-71 and new claims 72-94).

Please grant any extensions of time required to enter this Amendment and charge any required fees not otherwise provided for to our Deposit Account No. 06-0916.

Respectfully submitted,

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Dated: March 23, 2006

By: 
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